

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

MA&UD Dept. – C&DMA - Sri M. V. Rama Rao, Retired Municipal Commissioner – Notional promotion in the category of Municipal Commissioner Grade-II and Grade-I on par with his juniors in view of the Hon'ble APAT Orders in O.A No.4186/2010 for pensionary benefits – Orders – Issued.

MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT (A1) DEPARTMENT

G.O.Rt.No. 562

Date: 18.04.2013

Read the following:

- 1) From Commissioner & Director of Municipal Administration, A.P., Hyderabad. Lr.Roc.No.14801/2002/A2, dt.08.10.2012
- 2) Hon'ble Andhra Pradesh Administrative Tribunal Orders, dt:10.9.2012 in O.A.No.4186/2010
- 3) From Commissioner & Director of Municipal Administration, A.P., Hyderabad. Lr.Roc.No.14801/2002/A2, dt.07.03.03 along with DPC Proceedings.
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ORDER:

In the reference 1st read above, the Commissioner & Director of Municipal Administration, A.P., Hyderabad has stated that the seniority claim of Sri M.V Rama Rao was reviewed in view of Hon'ble Pension Lok Adalat and Hon'ble APAT orders in O.A.No.2018/1993 directions and assigned the seniority of Sri M.V.Rama Rao in the category of Manager Category-I above Sri G.Ramachandra Rao (27.06.1981) and below Sri N.Satyan (06.06.1979) whose seniority already assigned in the said category vide C&DMA Progs.No.50169/88-K1, dt:19.15.1989. Sri N.Satyan and Sri G.Ramachandra Rao were not promoted as Municipal Commissioner, Gr-II, but Sri J.Venkatramaiah, who is junior to Sri G.Ramachandra Rao, had been appointed as Municipal Commissioner, Gr-II & Gr-I on 22.06.1991 and 22.05.1993 and he had retired from service on 30.11.1993 on attaining the age of superannuation.

2. The Commissioner & Director of Municipal Administration, A.P., Hyderabad was informed vide Govt. Memo.No.17044/A2/2009, dt:16.12.2009 that, it is not appropriate to review the case of Sri M.V.Rama Rao, Municipal Commissioner, (Retd.,) for his notional promotion in the category of Municipal Commissioner Grade-II & Grade-I on the grounds that the seniority finalized once cannot be disturbed at this juncture, as the Govt. have reviewed all the adhoc panels held between the years 1990-1991 to 2000-2001 in the category of M.C., Gr-II and regularized the adhoc appointment of Sri J.Venkatramaiah w.e.f., 30.6.1991 vide G.O.Ms.No.620, MA, dt:30.11.2006 and he retired from service on 30.11.1993 on attaining the age of superannuation.

3. Sri M.V Rama Rao has filed O.A.No.4186/2010, questioning the Govt.Memo., dt:16.12.2009 and the Hon'ble Tribunal have made the following order:

"In view of the above findings, it is clear that the impugned proceedings issued by the Government are not legally valid and are in violation of the rules and the impugned proceedings in Memo No17044/A2/2009, Dated: 16.12.2009 are set aside and the O.A., is allowed with a direction to the respondents to conduct review DPC for taking necessary action to consider the case of the applicant for notional promotion in the category

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of Municipal Commissioner and Grade-II and Grade-I with effect from 22.06.1991 and 22.05.1993 respectively under F.R.22(A). without any monetary benefits and only for the purpose of pensioner benefits. This exercise should be completed within a period of 8 weeks from the date of receipt of a copy of this order.

4. In the reference 3rd read above, the Commissioner & Director of Municipal Administration, A.P., Hyderabad has forwarded the review Departmental Promotion Committee proceedings as per Hon'ble APAT orders and requested the Government for taking further action in the matter.

5. Government, after careful examination, while accepting the recommendations of DPC Proceedings and in view of the Hon'ble APAT orders, hereby order notional promotion in respect of Sri M.V Rama Rao, as Municipal Commissioner, Grade-II from the date of regularization of his junior, Sri J.Venkataramaiah in the category of Municipal Commissioner, Grade-II w.e.f., 30.6.1991. Further, the name of Sri.M.V.Rama Rao is included in the regular panel of Municipal Commissioner Grade-I for the year 1994-95 above the name of Sri S.A.Raheem, for his notional appointment as Municipal Commissioner Grade-I with effect from the date of regularization services of Sri S.A.Raheem in the category of Municipal Commissioner, Grade-I i.e., 1.9.1994 and under FR 22(a) limiting the monetary benefits in the time scale of pay admissible at that time.

6. The Commissioner & Director of Municipal Administration, A.P., Hyderabad is requested to take further action for fixation of pay in relevant above cadres for finalization of pensionary benefits of the individual only.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**B.SAM BOB,
PRINCIPAL SECRETARY TO GOVERNMENT**

To

The Commissioner & Director of Municipal Administration, A.P., Hyderabad AP.,

The individual **through** Commissioner & Director of Municipal Administration, A.P., Hyderabad.

Copy submitted to :-

The Govt. Pleader for MA&UD, Hon'ble APAT with a request to inform the same to Hon'ble APAT in OA No.4186/2010

Sc/Sf.

//FORWARDED BY ORDER//

SECTION OFFICER